

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

C N JEWELLERS LLC, and others,  
Plaintiffs,  
v.  
PNG JEWELERS INC.,  
Defendant.

Case No. 20-cv-06997-NC

**ORDER TO SHOW CAUSE WHY  
CASE SHOULD NOT BE  
DISMISSED**

Plaintiffs C N Jewellers LLC and Nilesh Soni filed a complaint against Defendant PNG Jewelers Inc. on October 7, 2020. ECF 1. In their complaint, Plaintiffs allege that the Court has jurisdiction based on diversity jurisdiction under 28 U.S.C. § 1332. ECF 1 at 2. However, in reaching this conclusion Plaintiffs incorrectly applied the corporation citizenship test to C N Jewellers, a limited liability company. *Id.* LLCs are treated like partnerships for the purposes of diversity jurisdiction. *See Johnson v. Columbia Props. Anchorage, LP*, 437 F.3d 894, 899 (9th Cir. 2006). As such, Plaintiffs should have listed the citizenship of all of C N Jewellers' members and then evaluated diversity. *See* 15A Moore's Federal Practice - Civil § 102.57 (2020).

Accordingly, the Court ORDERS Plaintiffs to show cause in writing why this case should not be dismissed by March 2, 2021. Defendant's reply is due March 6, 2021.

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**IT IS SO ORDERED.**

Dated: February 23, 2021

  
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NATHANAEL M. COUSINS  
United States Magistrate Judge

United States District Court  
Northern District of California